

Pub. L. 99-190, §101(b) [title VIII, §8059], Dec. 19, 1985, 99 Stat. 1185, 1212.

Pub. L. 98-473, title I, §101(h) [title VIII, §8076], Oct. 12, 1984, 98 Stat. 1904, 1938.

Pub. L. 98-212, title VII, §783, Dec. 8, 1983, 97 Stat. 1453.

RETENTION IN ACTIVE STATUS OF NATIONAL GUARD OR RESERVE TECHNICIANS UNTIL AGE SIXTY

Pub. L. 104-61, title VIII, §8017, Dec. 1, 1995, 109 Stat. 655, provided that: “Notwithstanding any other provision of law, during the current fiscal year and hereafter, the Secretaries of the Army and Air Force may authorize the retention in an active status until age sixty of any person who would otherwise be removed from an active status and who is employed as a National Guard or Reserve technician in a position in which active status in a reserve component of the Army or Air Force is required as a condition of that employment.”

Similar provisions were contained in the following prior appropriation acts:

Pub. L. 103-335, title VIII, §8016, Sept. 30, 1994, 108 Stat. 2620.

Pub. L. 103-139, title VIII, §8018, Nov. 11, 1993, 107 Stat. 1441.

Pub. L. 102-396, title IX, §9022, Oct. 6, 1992, 106 Stat. 1905.

Pub. L. 102-172, title VIII, §8022, Nov. 26, 1991, 105 Stat. 1176.

Pub. L. 101-511, title VIII, §8022, Nov. 5, 1990, 104 Stat. 1879.

Pub. L. 101-165, title IX, §9032, Nov. 21, 1989, 103 Stat. 1136.

Pub. L. 100-463, title VIII, §8052, Oct. 1, 1988, 102 Stat. 2270-26.

Pub. L. 100-202, §101(b) [title VIII, §8064], Dec. 22, 1987, 101 Stat. 1329-43, 1329-73.

Pub. L. 99-500, §101(c) [title IX, §9063], Oct. 18, 1986, 100 Stat. 1783-82, 1783-112, and Pub. L. 99-591, §101(c) [title IX, §9063], Oct. 30, 1986, 100 Stat. 3341-82, 3341-112.

Pub. L. 99-190, §101(b) [title VIII, §8073], Dec. 19, 1985, 99 Stat. 1185, 1214.

Pub. L. 98-473, title I, §101(h) [title VIII, §8106], Oct. 12, 1984, 98 Stat. 1904, 1943.

§ 10102. Purpose of reserve components

The purpose of each reserve component is to provide trained units and qualified persons available for active duty in the armed forces, in time of war or national emergency, and at such other times as the national security may require, to fill the needs of the armed forces whenever more units and persons are needed than are in the regular components.

(Added Pub. L. 103-337, div. A, title XVI, §1661(a)(1), Oct. 5, 1994, 108 Stat. 2970; amended Pub. L. 108-375, div. A, title V, §511, Oct. 28, 2004, 118 Stat. 1877.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 262 of this title, prior to repeal by Pub. L. 103-337, §1661(a)(2)(A).

AMENDMENTS

2004—Pub. L. 108-375 struck out “, during and after the period needed to procure and train additional units and qualified persons to achieve the planned mobilization,” after “whenever”.

§ 10103. Basic policy for order into Federal service

Whenever Congress determines that more units and organizations are needed for the na-

tional security than are in the regular components of the ground and air forces, the Army National Guard of the United States and the Air National Guard of the United States, or such parts of them as are needed, together with units of other reserve components necessary for a balanced force, shall be ordered to active duty and retained as long as so needed.

(Added Pub. L. 103-337, div. A, title XVI, §1661(a)(1), Oct. 5, 1994, 108 Stat. 2970; amended Pub. L. 104-106, div. A, title XV, §1501(b)(2)(A), Feb. 10, 1996, 110 Stat. 495.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 263 of this title, prior to repeal by Pub. L. 103-337, §1661(a)(2)(A).

AMENDMENTS

1996—Pub. L. 104-106 substituted “into Federal service” for “of the National Guard and reserve components to active duty” in section catchline.

EFFECTIVE DATE OF 1996 AMENDMENT

Amendment by Pub. L. 104-106 effective as if included in the Reserve Officer Personnel Management Act, title XVI of Pub. L. 103-337, as enacted on Oct. 5, 1994, see section 1501(f)(3) of Pub. L. 104-106, set out as a note under section 113 of this title.

ORDERING READY RESERVE TO ACTIVE DUTY DURING NATIONAL EMERGENCIES

For additional provisions authorizing ordering of Ready Reserve to active duty during national emergencies, see section 12303 of this title and notes thereunder.

§ 10104. Army Reserve: composition

The Army Reserve includes all Reserves of the Army who are not members of the Army National Guard of the United States.

(Added Pub. L. 103-337, div. A, title XVI, §1661(a)(1), Oct. 5, 1994, 108 Stat. 2970.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 3076 of this title, prior to repeal by Pub. L. 103-337, §1661(a)(3)(A).

§ 10105. Army National Guard of the United States: composition

The Army National Guard of the United States is the reserve component of the Army that consists of—

- (1) federally recognized units and organizations of the Army National Guard; and
- (2) members of the Army National Guard who are also Reserves of the Army.

(Added Pub. L. 103-337, div. A, title XVI, §1661(a)(1), Oct. 5, 1994, 108 Stat. 2970.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 3077 of this title, prior to repeal by Pub. L. 103-337, §1661(a)(3)(A).

ACTIVE COMPONENT SUPPORT FOR RESERVE TRAINING

Pub. L. 103-160, div. A, title V, §515, Nov. 30, 1993, 107 Stat. 1650, provided that:

“(a) REQUIREMENT TO ESTABLISH.—The Secretary of the Army shall, not later than September 30, 1995, establish one or more active-component units of the